

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

**CELLULAR COMMUNICATIONS
EQUIPMENT LLC,**

Plaintiff,

v.

HTC CORPORATION, ET AL.,

Defendants.

**Civil Action No. 6:16-cv-00363-KNM
(Consolidated Lead)
JURY TRIAL DEMANDED**

JOINT STIPULATION OF DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Cellular Communications Equipment LLC (“CCE”) and Defendants ZTE Corp., ZTE Solutions, Inc., and ZTE (USA), Inc. (collectively, “ZTE”), hereby state that they have finalized their agreement settling matters in controversy between them. Accordingly, CCE and ZTE stipulate to the dismissal of all of their claims against one another in the above-captioned cases WITH PREJUDICE.

CCE also seeks to dismiss CCE’s claims against AT&T Mobility LLC, Sprint Solutions, Inc., Sprint Spectrum L.P., Boost Mobile, LLC, T-Mobile USA, Inc., and T-Mobile US, Inc. (collectively, the “Carrier Defendants”) that were severed and stayed from the above-captioned cases (see ECF 32) WITH PREJUDICE solely to the extent those claims for relief asserted therein involve the manufacture, use, offer for sale, sale, and/or importation of products manufactured by or for ZTE that are the subject of the CCE-ZTE settlement agreement. The Carrier Defendants do not oppose.

CCE and ZTE ask that the Court enter the attendant proposed Order of Dismissal, with

each party to bear its own costs, expenses and attorneys' fees.

Dated: September 12, 2018

<p>By: <u>Jeffrey R. Bragalone</u> Jeffrey R. Bragalone (lead attorney) Texas Bar No. 02855775 Terry A. Saad Texas Bar No. 24066015 Jonathan H. Rastegar Texas Bar No. 24064043 Jerry D. Tice, II Texas Bar No. 24093263</p> <p>BRAGALONE CONROY PC 2200 Ross Avenue Suite 4500W Dallas, TX 75201 Tel: (214) 785-6670 Fax: (214) 785-6680 jbragalone@bcpc-law.com tsaad@bcpc-law.com jrastegar@bcpc-law.com jtice@bcpc-law.com</p> <p>Edward R. Nelson, III ed@nelbum.com Texas Bar No. 00797142 Thomas C. Cecil tom@nelbum.com Texas Bar No. 24069489 Nelson Bumgardner, P.C. 3131 West 7th Street, Suite 300 Fort Worth, Texas 76107 Phone: (817) 377-9111 Fax: (817) 377-3485</p> <p>Claire Abernathy Henry claire@wsfirm.com Texas Bar No. 24053063 Thomas John Ward, Jr. jw@wsfirm.com Texas Bar No. 00794818 Wesley Hill wh@wsfirm.com Texas Bar No. 24032294</p>	<p>By: <u>Nicole S. Cunningham</u> Callie A. Bjurstrom (CA SBN 137816) callie.bjurstrom@pillsburylaw.com Steven A. Moore (CA SBN 232114) steve.moore@pillsburylaw.com Nicole S. Cunningham (CA SBN 234290) nicole.cunningham@pillsburylaw.com Matthew R. Stephens (CA SBN 288223) matthew.stephens@pillsburylaw.com PILLSBURY WINTHROP SHAW PITTMAN LLP 501 West Broadway, Suite 1100 San Diego, CA 92101 Tel: (619) 544-3119 Fax: (619) 236-1995</p> <p>ATTORNEYS FOR DEFENDANTS ZTE CORP., ZTE SOLUTIONS, INC., AND ZTE (USA) INC.</p>
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Ward, Smith & Hill, PLLC PO Box 1231 1507 Bill Owens Pkwy Longview, Texas 75604 Phone: (903) 757-6400 Fax: (903) 757-2323 ATTORNEYS FOR PLAINTIFF CELLULAR COMMUNICATIONS EQUIPMENT LLC	
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CERTIFICATE OF CONFERENCE

Pursuant to Local Rule CV-7(h), I certify that the all parties have met and conferred and that this Stipulation is unopposed.

By: Jeffrey R. Bragalone

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of September, 2018, I electronically filed the foregoing document with the clerk of the Court for the U.S. District Court, Eastern District of Texas, Tyler Division, using the Court's electronic case filing system. The electronic case filing system sent a "Notice of Electronic Filing" to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

By: Jeffrey R. Bragalone